

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HUMAN SERVICES**

**Call to Order:** By Chairman Ron Stoker, on March 30, 2007 at 3:00 P.M., in Room 152 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Ron Stoker, Chairman (R)  
Rep. Arlene Becker, Vice Chairman (D)  
Rep. Tom McGillvray, Vice Chairman (R)  
Rep. Ernie Dutton (R)  
Rep. Julie French (D)  
Rep. Pat Ingraham (R)  
Rep. William J. Jones (R)  
Rep. Krayton Kerns (R)  
Rep. Dave McAlpin (D)  
Rep. Mike Milburn (R)  
Rep. Ken Peterson (R)  
Rep. Michele Reinhart (D)  
Rep. Diane Sands (D)

**Members Excused:** None.

**Members Absent:** Rep. Mary Caferro (D)

**Staff Present:** Debbie Carlson, Committee Secretary  
Sue O'Connell, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: None.  
Executive Action: SB 368; SB 518, SB 505; SB 478; SB 354

00:00:25 Rep. Stoker

**EXECUTIVE ACTION ON SB 478**

00:04:50 Christy Evans, Montana Suicide Prevention Hotline  
 00:07:21 Rep. Sands  
 00:07:34 Ms. Evans  
 00:08:09 Rep. Dutton  
 00:08:32 Ms. Evans  
 00:08:50 Rep. Dutton  
 00:09:07 Ms. Evans  
 00:10:43 Dr. Michael Butz  
 00:13:35 Rep. McGillvray  
 00:14:03 Dr. Butz  
 00:14:51 Rep. McGillvray  
 00:14:59 Dr. Butz  
 00:15:25 Ms. Evans  
 00:15:47 Rep. Milburn  
 00:16:50 Ms. Evans  
 00:17:30 Rep. Milburn  
 00:17:34 Ms. Evans  
 00:18:08 Rep. Stoker  
 00:18:30 Anita Roessman, Montana Advocacy Program  
 00:21:30 Rep. Reinhart  
 00:21:54 Ms. Roessman  
 00:24:10 Rep. Peterson  
 00:25:26 Ms. Roessman  
 00:26:33 Rep. Stoker

00:28:53 **Motion:** Rep. Sands moved that SB 478 **BE AMENDED.**  
**EXHIBIT** (huh68a01)

00:29:26 Rep. Sands

00:34:49 **Vote:** Motion carried 13-1 by voice vote with Rep. Peterson voting no. Rep. Becker and Rep. Caferro voted by proxy.

00:35:20 **Motion:** Rep. Sands moved SB 478 **BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:36:25 Rep. Jones  
 00:38:43 Rep. French  
 00:40:16 Rep. McGillvray  
 00:40:45 Rep. Jones  
 00:41:35 Ms. Roessman  
 00:41:55 Rep. McGillvray  
 00:41:59 Ms. Roessman

00:42:08 Rep. Peterson  
00:42:49 Rep. Reinhart  
00:43:43 Rep. Ingraham  
00:44:12 Rep. Kerns

00:45:20 **Vote:** Motion on SB 478 carried 11-3 by roll call vote with Rep. McGillvray, Kerns, and Stoker voting no. Rep. Becker and Rep. Caferro voted by proxy. Rep. Jones will carry the bill on the floor.

**EXECUTIVE ACTION ON SB 354**

00:47:18 **Motion:** Rep. McGillvray moved SB 354 **BE CONCURRED IN.**

00:48:08 **Motion:** Rep. McAlpin moved that SB 354 **BE AMENDED.**

**EXHIBIT** (huh68a02)

**EXHIBIT** (huh68a03)

**Discussion:**

00:48:26 Rep. McAlpin  
00:49:07 Rep. Ingraham  
00:49:39 Rep. McAlpin  
00:49:43 Sue O'Connell  
00:50:05 Rep. Ingraham  
00:50:17 Rep. Kerns  
00:50:38 Rep. Stoker  
00:50:59 Rep. McAlpin

00:51:20 **Vote:** Motion SB 354 **BE AMENDED** carried unanimously by voice vote.

**Discussion:**

00:51:35 Rep. McAlpin  
00:52:35 Rep. Jones  
00:57:42 Rep. Dutton  
00:58:26 Pat Melby, Montana Hospital Association  
00:59:00 Rep. McGillvray  
00:59:16 Rep. McAlpin  
00:59:58 Rep. McGillvray  
01:00:02 Rep. McAlpin  
01:00:31 Rep. McGillvray  
01:00:54 Rep. McAlpin  
01:01:01 Rep. Jones  
01:02:14 Rep. McAlpin  
01:03:01 John Chappius, Department of Public Health and Human Services (DPHHS)  
01:04:05 Rep. Sands  
01:04:40 Mr. Chappius  
01:05:59 Rep. Sands

01:06:44 Mr. Melby  
01:08:01 Rep. McGillvray  
01:09:54 Rep. Dutton  
01:11:16 Mr. Melby  
01:14:50 Rep. Ingraham  
01:15:53 Rep. Stoker  
01:16:10 Mr. Chappius  
01:17:01 Rep. Stoker  
01:17:09 Mr. Chappius  
01:17:27 Mary Dalton, Health Resources Division, DPHHS  
01:18:01 Rep. Stoker  
01:18:45 Mr. Melby  
01:19:57 Ms. Dalton  
01:20:05 Rep. Jones  
01:21:20 Mr. Chappius  
01:22:05 Rep. Dutton  
01:23:02 Mr. Chappius  
01:23:59 Rep. Stoker  
01:24:03 Mr. Chappius  
01:24:27 Rep. Dutton  
  
01:25:35 **Vote:** Motion carried 12-2 by roll call vote with Rep. Kerns and Rep. McGillvray voting no. Rep. Becker, Rep. Sands, French and Rep. Caferro voted by proxy. Rep. McAlpin will carry the bill on the floor.

**EXECUTIVE ACTION ON SB 505**

01:26:59 **Motion:** Rep. Dutton moved SB 505 **BE CONCURRED IN.**  
  
01:27:11 Sue O'Connell  
  
01:27:52 **Motion:** Rep. Becker moved **TO AMEND** SB 505.  
**EXHIBIT** (huh68a04)  
  
01:28:09 Rep. Reinhart  
  
01:28:24 **Vote:** Motion on amendment carried unanimously by voice vote.  
  
01:28:46 **Motion:** Rep. Reinhart moved 505 **BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:29:26 Rep. Milburn  
01:30:11 Rep. Reinhart  
01:31:37 Rep. Jones  
01:32:50 Rep. Sands

01:34:48 **Vote:** Motion SB 505 carried 12-2 by roll call vote with Rep. Kerns and Rep. Stoker voting no. Rep. Sands, Rep. Becker, Rep. Caferro, Rep. French, Rep. McGillvray voted by proxy. Rep. Reinhart will carry SB 505 on the floor.

**EXECUTIVE ACTION ON SB 518**

01:35:45 **Motion:** Rep. Ingraham moved SB 518 **BE CONCURRED IN.**

01:36:21 **Motion:** Rep. Sands moved SB 518 **BE AMENDED.**  
**EXHIBIT**(huh68a05)

**Discussion:**

01:37:21 Rep. Dutton  
01:37:48 Rep. Sands  
01:38:25 Rep. Dutton  
01:38:40 Rep. Sands

01:39:20 **Substitute Motion/Vote:** Rep. Stoker moved to segregate Paragraph 1 of the amendment from Paragraph 2 of Exhibit 5. Motion carried unanimously by voice vote.

01:39:35 Rep. Sands withdrew Paragraph 1.

01:39:57 **Motion:** Rep. Stoker moved Paragraph 2 of the amendment.

**Discussion:**

01:40:08 Rep. Peterson  
01:40:27 Rep. Sands  
01:40:34 Sue O'Connell  
01:40:54 Rep. Peterson

01:41:10 **Vote:** Motion on Paragraph 2 carried 12-2 by voice vote with Rep. Kerns and Stoker voting no. Reps. French and Caferro voted by proxy.

01:41:34 **Motion/Vote:** Rep. Sands moved SB 518 **BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Rep. Caferro, Rep. French and Rep. McGillvray voted by proxy. Rep. Sands will carry the bill on the floor.

**EXECUTIVE ACTION ON SB 368**

01:42:51 **Motion:** Rep. Ingraham moved SB 368 **BE CONCURRED IN.**

01:43:59 **Motion:** Rep. Dutton moved SB 368 **BE AMENDED.**

[EXHIBIT\(huh68a06\)](#)

[EXHIBIT\(huh68a07\)](#)

**Discussion:**

01:44:24 Rep. Dutton  
01:46:39 Rep. Stoker  
01:46:59 Sue O'Connell  
01:47:47 Rep. Stoker  
01:48:09 Rep. Becker  
01:48:40 Mr. Melby  
01:50:03 Rep. Stoker

01:50:17 **Vote:** Motion on amendment (Exhibit 6) failed 1-13 by roll call vote with Rep. McGillvray voting aye. Rep. Caferro and French voted by proxy.

01:51:29 **Motion:** Rep. Becker moved SB 368 **BE CONCURRED IN AS AMENDED.**

01:51:58 **Motion:** Rep. Dutton moved SB 368 **BE AMENDED.**

**Discussion:**

01:52:03 Rep. Dutton  
01:53:15 Rep. McAlpin  
01:53:46 Rep. Peterson  
01:55:48 Rep. Sands  
01:56:13 Sue O'Connell  
01:56:38 Rep. Dutton

01:57:03 **Vote:** Motion on amendment (Exhibit 7) carried 9-5 by roll call vote with Rep. Becker, French, Peterson, Jones and McAlpin voting no. Rep. Caferro and Rep. French voted by proxy.

01:58:38 **Motion:** Rep. Peterson moved SB 368 **BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:58:54 Rep. Kerns  
01:59:11 Rep. Peterson  
01:59:29 Rep. Jones  
02:00:07 Mr. Melby  
02:01:07 Rep. Sands  
02:01:53 Rep. Dutton  
02:02:59 Rep. Jones  
02:03:54 Rep. Peterson

02:04:19 **Vote:** Motion failed 1-13 by roll call vote with Rep. McGillvray voting aye. Rep. French and Rep. Caferro voted by proxy.

02:05:20 **Motion/Vote:** Rep. Sands moved to **REVERSE THE VOTE AND TABLE** the bill. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 397**

02:05:49 **Motion/Vote:** Rep. Stoker moved to take SB 397 off the table. Motion carried 8-3 present and voting by roll call vote. Reps. Ingraham, Kerns and Stoker voted no.

**Discussion:**

02:05:57 Rep. Stoker

02:07:40 Rep. Becker

02:08:05 Jani McCall

02:10:29 Rep. Kerns

02:10:49 Rep. French

02:11:06 Rep. Stoker postponed further action on SB 397 until Monday, April 2.

**ADJOURNMENT**

Adjournment: 5:00 P.M.

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REP. RON STOKER, Chairman

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DEBBIE CARLSON, Secretary

RS/dc

Additional Exhibits:

**EXHIBIT ([huh68aad.pdf](#))**